

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

### SUPPLEMENT

#### GOVERNMENT OF GOA

##### Department of Co-operation

Office of the Registrar of Co-operative Societies and  
Ex-Officio Jt. Secretary

##### Notification

42/1/98/TS/RCS

The following draft amendment which is proposed to be made to the Co-operative Societies Rules, 1962, as in force in the State of Goa, is hereby pre-published as required by sub-section (3) of section 165 of the Maharashtra Co-operative Societies Act, 1960 (Maharashtra Act No. XXIV of 1961), as in force in the State of Goa for information of all persons likely to be affected thereby and notice is hereby given that the said draft amendment will be taken into consideration by the Government on the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft amendment may be forwarded to the Registrar of Co-operative Societies & Ex-Officio Jt. Secretary to the Government of Goa, Damodar Mangalji Niwas, Fontainhas, Panaji, within 30 days from the date of publication of this Notification in the Official Gazette.

##### DRAFT AMENDMENT

In exercise of the powers conferred by sub-section (1) of section 165 of the Maharashtra Co-operative Societies Act, 1960 (Maharashtra Act No. XXIV of 1961) as in force in the State of Goa and all other powers enabling it in that behalf, the Government of Goa hereby makes the following rules so as to further amend the Co-operative Societies Rules, 1962, as in force in the State of Goa, as follows, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Co-operative Societies (Ninth Amendment) Rules, 1999.

(2) They shall come into force at once.

2. *Amendment of rule 1.*— In rule 1 and in any other rules of the Co-operative Societies Rules, 1962, as in force in the State of Goa (hereinafter referred to as the "principal Rules"),—

(i) in the long title, for the expression "the Union Territory of Goa, Daman and Diu", the expression "the State of Goa" shall be substituted;

(ii) in sub-rule (1), for the expression "the Union Territory of Goa, Daman and Diu", the expression "the State of Goa" shall be substituted;

(iii) in sub-rule (2), for the expression "the Union Territory of Goa, Daman and Diu", the expression "the State of Goa" shall be substituted.

3. *Amendment of rule 2.*— In rule 2 of the principal Rules,—

(i) in clause (a), for the expression "Union Territory of Goa, Daman and Diu", the expression "State of Goa" shall be substituted;

(ii) for clause (j), the following clause shall be substituted, namely:—

"(j) "Government" means the Government of Goa;"

(iii) for clause (k) the following clause shall be substituted, namely:—

"(k) "State" means the State of Goa;"

(iv) for clause (m), the following clause shall be substituted, namely:—

"(m) "Official Gazette" means the Official Gazette of the Government;"

4. *Amendment of rule 5.*— In rule 5 of the principal Rules, in sub-rule (3), for the expression "Goa, Daman and Diu Gazette", the expression "Official Gazette" shall be substituted.

5. *Amendment of rule 6.*— In rule 6 of the principal Rules, the expression "of the Union Territory" shall be omitted.

6. *Amendment of rule 10.*— In rule 10 of the principal Rules, in sub-rule (2), for the expression "Union Territory", the expression "State of Goa" shall be substituted.

7. *Amendment of rule 24.*— In rule 24 of the principal Rules, in sub-rule (1) for the expression,

“for every 100 words or less.

English —Re. 1/-  
Marathi —Re. 1/-  
Gujarathi —Re. 1/-”,

the expression

“(i) For every page of size 34.50 cms. X 21.50 cms. or less. —Rs. 5.00

(ii) For every page of size 34.50 cms. X 43.00 cms. or more. — Rs. 10.00

shall be substituted.

8. *Amendment of rule 27.*— In rule 27 of the principal Rules, for the fees prescribed thereunder, the following shall be substituted:—

“Particulars of documents	Amount of fees	
(i) Application for registration of a society.	For every page of size 34.50 cms. X 21.50 cms. or less Rs. 5/-.	For every page of size 34.50 cms. X 43.00 cms. or more or less Rs. 10/-.
(ii) Certificate of registration.	—do—	—do—
(iii) Byelaws of the societies.	—do—	—do—
(iv) Amendment of Byelaws of the society.	—do—	—do—
(v) Order of cancellation of the registration of a society.	—do—	—do—
(vi) Audit Memorandum of a society.	—do—	—do—
(vii) Annual balance sheet.	—do—	—do—
(viii) Order under section 88	—do—	—do—
(ix) Order referring a dispute for decision.	—do—	—do—
(x) Order of Super-session of a Committee or removal of any member thereof.	—do—	—do—
(xi) Any other order against which an appeal is provided.	—do—	—do—

9. *Amendment of rule 61.*— In rule 61 of the principal Rules, in sub-rule (1), for the expression “Goa, Daman and Diu Gazette”, the expression “Official Gazette” shall be substituted.

10. *Amendment of rule 66.*— In rule 66 of the principal Rules, in sub-rule (1),—

(i) in the proviso, for the expression “Goa, Daman & Diu Gazette”, the expression “Official Gazette” shall be substituted;

(ii) in ‘Explanation 2’, in clause (c),

for (a) the expression “Union Territory”, the expression “State of Goa” shall be substituted and

for (b) the expression “Goa, Daman and Diu Gazette”, the expression “Official Gazette” shall be substituted.

11. *Amendment of rule 71.*— In rule 71 of the principal Rules, the expression “of Union Territory of Goa, Daman & Diu” shall be omitted

12. *Amendment of rule 73.*— In rule 73 of the principal Rules,—

(i) in sub-rule (1), for the expression “Goa, Daman and Diu Gazette”, the expression “Official Gazette” shall be substituted;

(ii) in sub-rule (2), for the expression “Goa, Daman and Diu Gazette” the expression “Official Gazette” shall be substituted.

13. *Amendment of rule 77.*— In rule 77 of the principal Rules, in sub-rule (3), in clause (ii), the expression “of Goa, Daman & Diu” shall be omitted.

14. *Amendment of rule 85.*— In rule 85 of the principal Rules, for the letters and figures “Rs. 25/-”, the letters and figures “Rs. 500/-” shall be substituted and for the letters and figures “Rs. 500/-”, the letters and figures “Rs. 1000/-” shall be substituted.

15. *Amendment of rule 86.*— In rule 86 of the principal Rules, in sub-rule (1), for the expression “Goa, Daman and Diu Gazette”, the expression “Official Gazette” shall be substituted.

16. *Amendment of rule 87.*— In rule 87 of the principal Rules the expression “of the Union Territory of Goa, Daman and Diu” shall be omitted.

17. *Amendment of rule 89.*— In rule 89 of the principal Rules, in sub-rule (1), for the expression “Goa, Daman and Diu Gazette” the expression “Official Gazette” shall be substituted.

18. *Amendment of rule 101.*— In rule 101 of the principal Rules:—

(i) in the title, the words and figure “Daman & Diu” shall be omitted;

(ii) for sub-rule (1), the following shall be substituted, namely,—

“(1) The President of the Tribunal shall be a person appointed as the President of the Administrative Tribunal under section 3 of the Goa Administrative Tribunal Act, 1965 (Act 6 of 1965).”;

(iii) sub-rule (2) and (4) shall be omitted;

(iv) existing sub-rule (7) shall be re-numbered as sub-rule (2) thereof and in sub-rule (2) as so re-numbered, the figure and words “Daman and Diu” shall be omitted.

19. *Amendment of rule 102.*— In rule 102 of the principal Rules, the words “Union Territory” and the word “State” shall be omitted.

20. *Amendment of rule 103.*— In rule 103 of the principal Rules, the words “Union Territory”, wherever they appear, shall be omitted.

21. *Amendment of rule 104.*— In sub-rule (11) of rule 104 of the principal Rules,—

(i) in clause (d), for the expression “Goa, Daman and Diu Gazette”, the expression “Official Gazette” shall be substituted; and

(ii) in clause (i), the word “Union” shall be omitted.

22. *Amendment of rule 105.*— In rule 105 of the principal Rules, the expression “of the Union Territory”, wherever it appears, shall be omitted.

23. *Amendment of Form “C”.*— In Form “C” appended to the principal Rules, the word “Bombay” shall be omitted and for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

24. *Amendment of Form “E”.*— In Form “E” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

25. *Amendment of Form “G”.*— In Form “G” appended to the principal Rules, for the expression “Union Territory of Goa, Daman & Diu”, the words “State of Goa” shall be substituted.

26. *Amendment of Form “I”.*— In Form “I” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

27. *Amendment of Form “J”.*— In Form “J” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

28. *Amendment of Form “O”.*— In Form “O” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

29. *Amendment of Form “P”.*— In Form “P” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

30. *Amendment of Form “Q”.*— In Form “Q” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted and for the words “Union Territory”, the words “State of Goa” shall be substituted.

31. *Amendment of Form “R”.*— In Form “R” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted and for the words “Union Territory”, the words “State of Goa” shall be substituted.

32. *Amendment of Form “S”.*— In Form “S” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted and for the expression “Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

33. *Amendment of Form “T”.*— In Form “T” appended to the principal Rules, for the expression “Union Territory of Goa, Daman and Diu”, the words “State of Goa” shall be substituted and for the expression “Goa, Daman and Diu”, the words “State of Goa” shall be substituted.

By order and in the name of the Governor of Goa.

S. D. Desai, Registrar of Coop. Societies and Ex-Officio  
Jt. Secretary.

Panaji, 29th January, 1999.

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Department of Revenue

Notification

1-2-92/RD

Whereas certain draft rules further to amend the Goa, Daman & Diu Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) Rules, 1975, were published as required by sub-section (2) of section 61 of the Goa, Daman & Diu Agricultural Tenancy Act, 1964 (Act 7 of 1964) separately in the Official Gazette, Extraordinary, Series I, No. 17 dated 25-7-1996 and in the Official Gazette, Series I, No. 23 dated 3-9-1998, under Notification Nos. (1) 1-2-92/RD dated 5-7-1996 and (2) 1-2-92/RD dated 17-8-1998 of the Department of Revenue, Government of Goa, respectively, inviting objections and suggestions from all persons likely to be affected thereby before expiry of fifteen days from the date of publication of the above referred notifications in the Official Gazette:

And whereas the said Gazettes were made available to the public on 25-7-1996 and 3-9-98 respectively;

And whereas the objections and suggestions received in response to the Notification No. 1-2-92/RD dated 5-7-96 have been considered by the Government;

And whereas no objections or suggestions have been received by the Government in response to the Notification No. 1-2-92/RD dated 17-8-98;

Now, therefore, in exercise of the powers conferred by section 61, read with section 42-A of the Goa, Daman & Diu Agricultural Tenancy Act, 1964 (Act 7 of 1964), and all other powers enabling it in that behalf, the Government of Goa hereby makes the following rules so as to further amend the Goa, Daman and Diu Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) Rules, 1975, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) (Amendment) Rules, 1999.

(2) They shall come into force at once.

2. *Amendment of rule 2.*— In rule 2 of the Goa, Daman and Diu Agricultural Tenancy (Discharge of Joint Responsibility of Tenants) Rules, 1975 (hereinafter referred to as the “principal Rules”), in clause (d), after the words “group of tenants” and before the words “who jointly derive”, the words “who have become deemed purchasers by virtue of the Goa, Daman and Diu Agricultural Tenancy (Fifth Amendment) Act, 1976 and” shall be inserted.

3. *Amendment of rule 3.*— In rule 3 of the principal Rules.—

(a) in clause (a) of sub-rule (1), for the words “Not less than twenty five tenants”, the words “Not less than ten tenants” shall substituted;

(b) in sub-rule (2), for the words “at least twenty five”, the words “at least ten” shall be substituted.

4. *Amendment of rule 4.*— In sub-rule (1) of rule 4 of the principal Rules, after clause (iii), the following clause shall be inserted, namely:—

“(iv) to consider and decide the terms and conditions of lease of fishing rights of the sluice gate or “Umalo” in the vicinity of sluice gate, “pons” or “murados” or in the rivulet and also to decide whether the public auction of fishing rights of the sluice gate or vicinity thereof, “pons” or “murados” shall be reserved exclusively for the members of the Tenants Association or not”.

5. *Amendment of rule 6.*— In rule 6 of the principal Rules, for sub-rule (15), the following sub-rule shall be substituted, namely:—

“(15) If the Mamlatdar, after summary enquiry, is satisfied that the Managing Committee or any office bearer thereof has failed to discharge the duties or has abused the powers or has misappropriated the funds of the Tenants Association by not maintaining the accounts in the specified manner resulting in loss to the Tenants Association or has done any acts which are harmful to the agricultural land, he shall dissolve the

Managing Committee or summarily remove any office-bearer of the Managing Committee and appoint an ad-hoc Managing Committee or any of its office bearer to perform all the duties and exercise all the powers of the Managing Committee as enumerated in the preceding rules till the new Managing Committee or its office bearer takes charge:

Provided that such ad-hoc Managing Committee shall continue to function till a new Managing Committee or any of its office bearer is appointed in accordance with the provisions of sub-rule (1) or till the expiry of six months from the date of its constitution, whichever is earlier.”

6. *Amendment of rule 7.*— In rule 7 of principal Rules (a) in sub-rule (1), for the words “The Chairman and the Treasurer”, the words “The Mamlatdar, the Chairman and the Treasurer” shall be substituted;

(b) in sub-rule (3), the following words shall be inserted at the end, namely:—

“The Government shall have first charge on the income accrued from the lease of fishing rights at the sluice-gate”.

7. *Amendment of rule 9.*— In rule 9 of the principal Rules, after sub-rule (2), the following sub-rule shall be inserted, namely:—

“(2A) If the Director of Agriculture or the Incharge of Soil Conversion Division (Executive Engineer) fails to convey his readiness to execute the work of urgent nature, namely ruptures and breaches to the bunds within ten days and in other cases, within thirty days from the date of report by the Managing Committee, the Managing Committee may carry out the work under intimation to the Soil Conversion Division and the Mamlatdar concerned”.

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 2nd February, 1999.